

public health, welfare or the environment the Attorney General, on behalf of the appropriate department, may institute a civil action for an immediate injunction to halt any pollution or other activity causing the danger.

8-1416.

(d) In addition to any other remedies available at law or in equity, a civil penalty may be assessed for violation of any provisions of this subtitle, or rules, regulations, orders or permits issued pursuant thereto. The penalty may be assessed by the Secretary of Health and Mental Hygiene or, for purposes of § 8-1406 through [§ 1411.1] § 8-1411.1 of this subtitle, the Secretary of Natural Resources, or a hearing officer designated in writing by the appropriate Secretary, after a hearing at which it is determined that a violation exists. The civil penalty assessed shall be \$500 for each day of violation, not exceeding a total sum of \$10,000; consideration shall be given to the willfulness of the violation; to the damage or injury to the waters of the State or the impairment of its uses; to the cost of clean-up; to the nature and degree of injury to or interference with general welfare, health, and property; to the suitability of the waste source to its geographic location, including priority of location; to the available technology and economic reasonableness of controlling, reducing, or eliminating the waste; and other relevant factors. It is payable to the State and collectible in any manner provided at law for the collection of debts. If any person liable to pay the penalty neglects or refuses to pay it after demand, the amount, together with interest and any costs that may accrue, shall be a lien in favor of the State upon the property, both real and personal, of the person and shall be recorded in the clerk of court's office for the political subdivision in which the property is located. The moneys shall be placed in a special fund to be used for monitoring and surveillance by the appropriate department to be used to assure and maintain an adequate record of any discharge to the waters of the State.

10-308.1.

(e) (1) All revenues accruing from sales of the Maryland migratory wild waterfowl stamp, less an amount not to exceed 10 percent of gross revenue or the actual administrative costs of producing and distributing the stamps, shall be expended solely for the propagation or purchase, and distribution, of mallard or other ducks to be released pursuant to regulations adopted by the Department.

(2) Under the program established by this subsection, a duck may not be released under the age of 6 weeks.

(3) The Governor shall appoint an advisory committee of nine members who have a practical knowledge in raising wild ducks. Members may be appointed from the following organizations: